

Ex. 3

Deposition of Carlos Guevara  
Filed under seal per Order of 5/19/23  
ECF No. 282

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA



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PATRICK OGLESBEE  
KATHREN D. OGLESBEE,  
  
Plaintiffs,

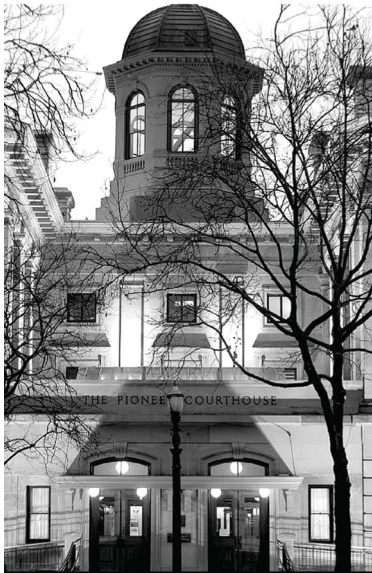
vs.

Case No.: 18-cv-560-GKF-CDL

GLOCK, INC., et al.

Defendants.

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REMOTE VIDEOTAPED 30(b)(6) DEPOSITION

CARLOS GUEVARA, ESQUIRE

TAKEN ON  
THURSDAY, SEPTEMBER 1, 2022  
9:18 A.M.

SMYRNA, GEORGIA 30082

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2 company, but safety is absolutely important because

3 it's unforgiving business and mistakes could be very

4 disastrous. I mean, we're working at the company

5 with heavy machinery, chemicals, could be dangerous

6 processes. And then we are dealing with handguns

7 and light ammunition, so mistakes could be very

8 dangerous. So safety at critical at every single

9 step of the operation.

10 BY MR. FRANSEEN:

11 Q. And when you say mistakes, these are

12 foreseeable mishaps or events that can occur that

13 can cause, I think you said, disastrous injuries?

14 MR. RENZULLI: Objection to form.

15 THE DEPONENT: We have obviously processes

16 to make sure that what we do is as safe as possible.

17 We control everything that we can control. We

18 provide all the training that is available.

19 However, what we cannot control is when people goes

20 outside the processes and they start making

21 decisions on our own, which would be outside what

22 would be our protocols. And if that brings some --

23 I mean, the consequence could be safety incidents,

24 and we will of course deal with those consequences.

25 BY MR. FRANSEEN:

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7 Q. What is the priority to protect the safety

8 of GLOCK gun owners?

9 MR. RENZULLI: Objection to form.

10 THE DEPONENT: I mean, it's absolutely

11 important because the pistol is safe, so we make

12 sure that every single product that we touch meets

13 GLOCK factory specifications before it leaves the

14 factory. So either brand new, or if we receive it

15 from the customer for service, we are absolutely

16 sure that that product is not going to leave the

17 factory unless it meets all factory specifications.

18 BY MR. FRANSEEN:

19 Q. Is gun owner safety the highest priority

20 for GLOCK, Inc.?

21 MR. RENZULLI: Objection to form.

22 THE DEPONENT: I mean, safety is

23 important. I mean, I want to say safety for GLOCK

24 employees is critical. Safety is -- I mean, I don't

25 want to say what person is more important for the

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2 Q. And that same concern for these events

3 would occur with the safety of a gun owner and

4 someone handling a GLOCK, correct?

5 MR. RENZULLI: Objection to form.

6 THE DEPONENT: Absolutely, yes, but I

7 mentioned that any gun that we touch we make sure

8 that it is absolutely safe before it leaves our

9 control. So we are never going to ship to a

10 customer a pistol unless we know is absolutely -- it

11 is flawless. It has all factory components within

12 the specifications.

13 BY MR. FRANSEEN:

14 Q. So it's GLOCK's opinion that the GLOCK 9

15 mm Generation 4 is flawless?

16 MR. RENZULLI: Objection to form.

17 THE DEPONENT: It's -- the Glock System is

18 the best pistol design, the best pistol operation.

19 It's incredible in the simplicity. I want to say

20 it's a marvel in engineering, and as a result it's a

21 safe pistol.

22 BY MR. FRANSEEN:

23 Q. Is the GLOCK 9 mm Generation 4 foolproof,

24 as far as the SAFE ACTION System you described?

25 MR. RENZULLI: Objection to form.

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2 THE DEPONENT: I don't understand exactly  
3 what you mean by foolproof.

4 BY MR. FRANSEEN:

5 Q. Well, can GLOCK identify any scenarios  
6 that would cause the SAFE ACTION System to not  
7 operate as it intends?

8 A. I mean, that's -- the SAFE ACTION System  
9 is such that it is very robust and provide for a  
10 safe, a very, very safe platform and operation for  
11 the gun. But as any mechanical piece, it has to be  
12 maintained. The user needs to make sure that, of  
13 course, the parts are operating correctly and over  
14 time some components maintaining it in order to make  
15 sure that it's performing as designed. So yes,  
16 provided that the pistol is maintained and is with  
17 factory parts, it's a safe gun.

[REDACTED]

19

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[REDACTED]

20 THE REPORTER: Do not consider what? I'm  
21 sorry.

22 THE DEPONENT: Evaluating or working on a  
23 gun with aftermarket components.

24 BY MR. FRANSEEN:

25 Q. But does GLOCK have any opinion where

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2 they've ran into multiple events where an  
3 aftermarket, a specific aftermarket component has  
4 caused the SAFE ACTION System to not engage  
5 correctly?

6 MR. RENZULLI: Objection to form.

7 I'm sorry. Madam Court Reporter, can you  
8 read that back for me, please?

9 THE REPORTER: I don't have the question,  
10 but has GLOCK ran into -- ran into multiple  
11 something a word aftermarket, specific aftermarket  
12 component or a similar aftermarket component has  
13 caused the SAFE ACTION System to.

14 And then you interrupted and said  
15 objection to form. I didn't get the last part when  
16 you said objection to form.

17 MR. RENZULLI: I'm not sure what you just  
18 said. I apologize. And the objection to form came  
19 after the end of the question. Maybe Derek you can  
20 just withdraw that question.

21 MR. FRANSEEN: I'll withdraw the question.

22 BY MR. FRANSEEN:

23 Q. When you said GLOCK has received firearms,  
24 and if they receive it with aftermarket parts -- I  
25 assume if they're receiving these guns with

1 HIGHLY CONFIDENTIAL

2 aftermarket parts, something wrong has occurred?

3 MR. RENZULLI: Objection to form.

4 BY MR. FRANSEEN:

5 Q. Is that correct?

[REDACTED]

22

24

[REDACTED]

4 Q. If someone sends in a gun, do they fill  
5 out a form?

6 A. Yes, for the most part. We have a form on  
7 the website where people provide some basic  
8 information when they ship the pistol to us,  
9 including their contact information, because we have  
10 to then get back to them sometimes for payment,  
11 sometimes for authorization for repair. Many  
12 different ways, yes.

13 Q. Where would I find this on the website?

14 A. Where?

15 Q. Um-hmm.

16 A. It will be on the bottom. On the landing  
17 page, when you go all the way to the bottom, it may  
18 say documents or Warranty or Technical Services.  
19 It's a one-page form.

20 Q. So it's -- would it be under, I've got  
21 Downloadable Materials?

22 A. Yeah. I'm not sure, but you can check  
23 there, and if it's something like says tech services  
24 or warranty, you can I mean click there and it  
25 should pull the form. Some people don't even do the

[REDACTED]

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2 form, just put some handwriting, just a piece of  
3 paper with a description of the issues and whatever  
4 they need to be done to the pistol.

5 Q. So you know whether that form includes  
6 whether they have identified any failures or  
7 concerns with their GLOCK firearm?

8 A. There is a space on that form for people  
9 to put whatever information they want, yeah. And  
10 usually -- they can mention the type of whatever  
11 work they want us to perform or whatever issue they  
12 want to be corrected. I mean, sometimes people just  
13 want to, let's say, upgrade some components, like --  
14 and it's not usual, they only want night sights in  
15 style because they are old or they need -- so it's  
16 nothing wrong but they need some parts and stuff.

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

9 Q. Did you assist at all in the collection of  
10 documents related to plaintiffs request for  
11 productions?  
12 A. Yes, I did. I was -- I coordinated that.

[REDACTED]

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2 been a drop safety type incident because that's what  
3 we were looking for here.

4 BY MR. FRANSEEN:

5 Q. Well, there's two ways you can look at a  
6 drop safety issue. One is you have an actual drop-  
7 fire, and the other one is you have a trigger reset  
8 failure. Those are kind of the two categories we  
9 agreed upon that would be searched. So did you only  
10 look for drop fire incidents?

11 A. No. Both drop fire and trigger reset  
12 issues, yeah.

13 Q. And in order to determine whether it was a  
14 trigger reset issue, did you personally review each  
15 and every work order that was labeled an operation  
16 issue for those two six year periods?

17 MR. RENZULLI: Objection to form.

18 BY MR. FRANSEEN:

19 Q. Two 3-year periods?

20 A. Correct. I personally reviewed those  
21 records. I did.

22 Q. Would you be able to pull a printout of  
23 those two 3-year periods that you searched just so  
24 we can see the number of work orders that would have  
25 an operational issue for the firearm?

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2 MR. FRANSEEN: You said preliminarily  
3 three years, and I asked for 15, so that's not an  
4 agreement. I want that on the record.

5 MR. RENZULLI: On the record, that's  
6 correct. And you wanted another three-year period,  
7 so I made them go back and do another three year  
8 period to satisfy you.

9 BY MR. FRANSEEN:

10 Q. Back to my question. Mr. Guevara, do you  
11 think that -- in GLOCK's opinion, is a three-year  
12 period the only period that they would review to  
13 determine whether there's a trigger reset safety  
14 issue?

15 MR. RENZULLI: Objection to form.

16 THE DEPONENT: I mean ,actually all  
17 together we looked at six years, and trigger safety  
18 is an absolutely solid, reliable part of the pistol.  
19 That's something that really doesn't fail.

20 BY MR. FRANSEEN:

21 Q. Would you want to consider more than just  
22 a three year period if you're determining the safety  
23 of your firearm?

24 MR. RENZULLI: Objection to form.

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2 MR. RENZULLI: Objection to form. Outside  
3 the scope of discovery. Irrelevant. Stick to the  
4 issues. You can answer.

5 THE DEPONENT: I believe so, but I never  
6 had a printout in my hands. I had the actual work  
7 orders that I review. I didn't get a printout of  
8 the work orders from this query.

9 BY MR. FRANSEEN:

10 Q. Do you know whether William Carmichael  
11 pared down further documents without your review?

12 MR. RENZULLI: Objection to form.

13 THE DEPONENT: No. No, I got everything.

14 BY MR. FRANSEEN:

15 Q. Do you believe only a three-year period is  
16 relevant to determine whether GLOCK has knowledge of  
17 any trigger safety reset issues?

18 MR. RENZULLI: Objection to form. You're  
19 asking for a legal conclusion. You're going outside  
20 of the scope of not only a 30(b)(6) Notice but  
21 agreements among counsel.

22 MR. FRANSEEN: I have not agreed to a  
23 three-year period and you know that.

24 MR. RENZULLI: Excuse me. You have with  
25 the documents. You have the meet and confers.

[REDACTED]

14 BY MR. FRANSEEN:

15 Q. But it could convey different information  
16 and different datapoints for the history of this  
17 firearm. Let's just if we limit it to a GLOCK 9 mm  
18 Generation 4, how long has that been in production?

19 A. Since 2010. Yeah, 2010.

20 Q. And were there many changes between the  
21 Generation 4 and Generation 3 regarding the SAFE  
22 ACTION System?

23 MR. RENZULLI: Objection to the form. And  
24 you're asking just in a general design issues?

25 MR. FRANSEEN: Correct.

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2 MR. RENZULLI: Objection to form.

21 BY MR. FRANSEEN:  
22 Q. And those are the ones we just discussed,  
23 correct?  
24 A. Correct.  
25 Q. And those are only service orders if

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2 someone sends in their gun?  
3 A. Correct.

24 Q. And so if I call up there and report a  
25 safety reset issue, what's the process?



<p style="text-align: right;">46</p> <p>[REDACTED]</p> <p>25 BY MR. FRANSEEN:</p>	<p style="text-align: right;">48</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 MR. RENZULLI: Objection to form.</p> <p>3 THE DEPONENT: Yeah. Search terms in the</p> <p>4 email, yes. There are not -- those would be general</p> <p>5 emails. I mean, they are not maintained any</p> <p>6 different way. But yeah, I mean, search for search</p> <p>7 terms, it's possible.</p> <p>8 BY MR. FRANSEEN:</p> <p>9 Q. And that search hasn't been performed as</p> <p>10 of today, correct?</p> <p>11 MR. FRANSEEN: Either I froze or he froze.</p> <p>12 THE VIDEOGRAPHER: We're having some</p> <p>13 transmission issues here.</p> <p>14 MR. FRANSEEN: They're back now.</p> <p>15 MR. RENZULLI: What does it say?</p> <p>16 THE DEPONENT: Internet connection is</p> <p>17 unstable. I think it's okay now.</p> <p>18 MR. FRANSEEN: Yeah. I think it's okay</p> <p>19 now.</p> <p>20 BY MR. FRANSEEN:</p> <p>21 Q. My question was that search of those</p> <p>22 emails hasn't been performed today -- or as of</p> <p>23 today, correct?</p> <p>24 MR. RENZULLI: Objection to form.</p> <p>25 THE DEPONENT: Correct. I have not</p>
<p style="text-align: right;">47</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 Q. Do you have emails --</p> <p>3 MR. RENZULLI: Derek, you got to let him</p> <p>4 finish please.</p> <p>[REDACTED]</p>	<p style="text-align: right;">49</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 searched email, the email system.</p> <p>3 BY MR. FRANSEEN:</p> <p>4 Q. And were you involved in all of the</p> <p>5 searches for request for production?</p> <p>6 A. Yes. I was involved. I was directing the</p> <p>7 production, the search, correct.</p> <p>8 Q. Who is Kyle Aspinwall?</p> <p>9 A. Kyle is a GLOCK District Manager. He's</p> <p>10 law enforcement salesperson for the Northeast.</p> <p>11 Q. Was he involved in the search for these</p> <p>12 request for productions?</p> <p>13 A. Kyle? No. I coordinated the search for</p> <p>14 records from the factory.</p> <p>15 Q. Do you know what Kyle's involvement was if</p> <p>16 at all in answering discovery responses?</p> <p>17 MR. RENZULLI: Can I interject here? He</p> <p>18 can answer your question. I'm letting you know</p> <p>19 about Kyle because you and I discussed this. Based</p> <p>20 upon Mr. Guevara's schedule, we didn't think we were</p> <p>21 going to be able to get him here to do this. And</p> <p>22 also once the dep notice changed into other areas,</p> <p>23 the decision was made, and Carlos was available to</p> <p>24 do that.</p> <p>25 MR. FRANSEEN: Yeah. I'm not asking why</p>

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[illegible][illegible]

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[illegible]

[REDACTED]

6 BY MR. FRANSEEN:   
7 Q. Yeah. They do work on the exterior; they   
8 change out the backplates; GLOCK is well aware of   
9 this?   
10 MR. RENZULLI: Objection to form.   
11 BY MR. FRANSEEN:   
12 Q. Correct?   
13 A. Yeah. People do some work to make the gun   
14 look theirs, and --   
15 Q. And they also do some work to affect the   
16 trigger pull, correct?   
17 MR. RENZULLI: Derek, you've got to let   
18 him finish. Slow down. Deep breaths, please.   
19 MR. FRANSEEN: He stopped his question.   
20 Did you have more to that answer?   
21 MR. RENZULLI: I'm sitting next to him,   
22 Derek, please. I'm not making it up.   
23 MR. FRANSEEN: Finish your answer then.   
24 THE DEPONENT: Could you repeat the   
25 question, please?

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68

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2 BY MR. FRANSEEN:

3 Q. Well, I asked you GLOCK is aware that  
4 people make changes to their exterior parts,  
5 including backplates, correct?

6 A. Yeah. You mean the slide cover plates?

7 Q. Correct.

8 A. Yeah. I mean, there are aftermarket slide  
9 cover plates. Yeah, I know that.

10 Q. And then my next question was, GLOCK is  
11 also aware that people make changes to the GLOCK  
12 firearm using aftermarket parts to affect the  
13 trigger pull?

14 MR. RENZULLI: Objection to form.

15 THE DEPONENT: Again, I am aware there are  
16 aftermarket manufacturers that offer a lot of  
17 different components and parts for GLOCK pistols.  
18 That's in response to the success of the GLOCK  
19 pistol, other companies try to provide -- I mean,  
20 benefit from the millions of guns out there.

21 BY MR. FRANSEEN:

22 Q. And people want to improve their GLOCK  
23 from the standard GLOCK, and they use aftermarket  
24 parts to do that?

25 MR. RENZULLI: Objection to form.

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2 a different trigger feel that -- they get the GLOCK  
3 factory trigger and they maybe prefer something  
4 different. I don't know if that's improved, but

5 it's a different feel. It's a personal -- it's how

6 people relate to the product and believe that they

7 are actually -- it's easier for them to handle.

8 It's just more to their liking I guess.

9 BY MR. FRANSEEN:

10 Q. Right. And if they like it more, that's

11 an improvement in their mind?

12 MR. RENZULLI: Objection to form.

13 THE DEPONENT: Honestly, I don't know. I

14 can't answer because my GLOCK pistols are all

15 factory stock, no modifications.

16 BY MR. FRANSEEN:

17 Q. Well, how long has GLOCK been aware that  
18 there are third party manufacturers that sell parts  
19 that are marketed for the GLOCK 9 mm?

20 MR. RENZULLI: Objection to form.

21 THE DEPONENT: I mean, there have been

22 aftermarket part manufacturers for a long time. I

23 want to say over 20 years that we know they have

24 been out there.

25 BY MR. FRANSEEN:

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2 THE DEPONENT: I honestly think -- I don't  
3 know what their intention is when they make changes.  
4 I think each person has their own whatever personal  
5 reasons for making those decisions. I do not  
6 believe you are improving the pistol by making  
7 changes. The pistol as it comes from the factory is  
8 good.

9 BY MR. FRANSEEN:

10 Q. But a consumer could believe they're  
11 improving it by making it a lighter trigger pull?

12 MR. RENZULLI: Objection to form.

13 THE DEPONENT: Whatever is in the  
14 consumer's mind, I mean, there are manufacturers out  
15 there that offer different trigger components,  
16 different springs, different parts. And they're in  
17 business because they are selling the product. But  
18 the question is are they improving? I don't think  
19 they're improving.

20 BY MR. FRANSEEN:

21 Q. Well, the question was a user could  
22 believe that they're improving it by installing  
23 these parts?

24 MR. RENZULLI: Objection to form.

25 THE DEPONENT: I mean, they could go after

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[REDACTED]

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10 BY MR. FRANSEEN:

11 Q. What different types of firing pin springs  
12 do third party aftermarket manufacturers make?

13 MR. RENZULLI: Objection to form.

14 THE DEPONENT: I honestly don't know.

15 BY MR. FRANSEEN:

16 Q. Do you know whether they have reduced  
17 power ones, extra power ones?

18 A. I know there are different options. It  
19 could be both. I mean because people combine  
20 different parts to get to the results of their  
21 liking. So you can combine a striker spring with a  
22 trigger spring with a different connector with a  
23 different firing pin safety spring to achieve the --  
24 whatever trigger feel that you like.

25 I mean it's -- we as GLOCK, as Glock we do

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2 offer some options for people to actually make some  
3 changes to their trigger, but those are the  
4 combinations that we test and offer to consumers.

5 Outside that, there are different, many  
6 different combinations, and some would be weaker,  
7 some would be stronger. But it's the overall  
8 package I guess, it's not just one part, it's the  
9 overall system that will produce whatever specific  
10 result the person is looking for.

11 Q. As we sit here today, is Glock aware of  
12 any combination of springs that would affect the  
13 safety, the trigger safety from engaging?

14 MR. RENZULLI: Objection to form.

15 THE DEPONENT: I think this case, this  
16 specific case I believe it was clear that the  
17 combination of the weaker striker spring and the  
18 heavier trigger spring and the connector, a minus  
19 connector or reduced connector, caused the -- I want  
20 to say the weaker firing safety spring created the  
21 whole situation where the pistol, the system would  
22 reset but the trigger safety didn't reset, is really  
23 an extreme condition. I want to say this is not  
24 normal, it's not normal to go to this extreme of  
25 modification. This pistol was heavily modified.

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2 BY MR. FRANSEEN:

3 Q. Well, you described three parts, and I  
4 believe Lone Wolf sold those three parts, and I  
5 believe still sells those three parts in a package,  
6 you know. If Glock has identified that combination  
7 of parts, should they notify the public and Glock  
8 Armorers to not install these into their firearms if  
9 they could cause safety engagement issues?

10 MR. RENZULLI: Objection to form.

11 Mischaracterization of his testimony.

12 THE DEPONENT: I believe I mentioned four  
13 parts, four different aftermarket components.

14 BY MR. FRANSEEN:

15 Q. Well, what was the fourth? You mentioned  
16 the firing pin spring, the striker spring. You  
17 mentioned the extra power trigger spring. You  
18 mentioned the reduced power connector. What was the  
19 fourth?

20 A. The firing pin safety spring.

21 Q. Firing pin safety spring. So GLOCK is  
22 aware that the combination of those four springs  
23 that were changed out. Is it GLOCK's opinion that  
24 those four are all integral in this safety not  
25 engaging properly?

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2 MR. RENZULLI: Objection to form, and to  
3 the extent that you are now infringing upon the  
4 attorney-client privilege here. Can you answer  
5 without infringing upon the attorney-client  
6 privilege. Do you want to discuss it?

7 THE DEPONENT: I want to discuss it.

8 MR. RENZULLI: Give me a minute. Let me  
9 discuss it with my client. Do you want to take a  
10 break here or do you want to stay on the record?

11 MR. FRANSEEN: Let's take a quick five  
12 minute break. We've been going almost an hour  
13 again. Let's just take a ten minute break.

14 MR. RENZULLI: Sounds good.

15 THE VIDEOGRAPHER: The time is 11:06 a.m.  
16 and we are off the record.

17 (WHEREUPON, a recess was taken.)

18 THE VIDEOGRAPHER: The time is 11:17 a.m.  
19 and we are back on the record.

20 BY MR. FRANSEEN:

11 BY MR. FRANSEEN:

12 Q. And if GLOCK certifies an Armorer, do they  
13 prevent them from promoting or installing  
14 aftermarket parts?

15 A. That is a part of the GLOCK Armorer's  
16 course. There are doing instruction during the  
17 actual class. That's covered, not to install  
18 aftermarket parts. And also I believe it's part of  
19 the wording in the actual Armorer Certification that  
20 they will work on GLOCK pistols using factory parts  
21 instead of -- not using aftermarket parts.

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6 BY MR. FRANSEEN:

7 Q. And would you be the person who would  
8 contact Armorers if their certifications are  
9 revoked?

10 A. Yes.

11 Q. Are you aware of any other Armorers whose  
12 certifications are revoked?

13 MR. RENZULLI: Objection to form.

14 THE DEPONENT: No.

15 BY MR. FRANSEEN:

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12 BY MR. FRANSEEN:

13 Q. You have a written warning not to use  
14 these hand reloaded bullets, correct?

15 MR. RENZULLI: Objection to form.

16 THE DEPONENT: We have wording in our  
17 manual what we recommend not to use, reloaded  
18 ammunition, correct.

19 BY MR. FRANSEEN:

20 Q. I think there was another case in

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[REDACTED]

6 MR. RENZULLI: But that was in the  
7 discovery though as you know.  
8 MR. FRANSEEN: No. I never restricted it  
9 to only OEM parts.  
10 MR. RENZULLI: This is a discovery issue -  
11 -  
12 MR. FRANSEEN: I'm asking --  
13 MR. RENZULLI: Let me finish. We can  
14 discuss it offline, but I think you need to go back  
15 to the responses and the amendments and the  
16 supplements that you never had any further objection  
17 to. But we can talk about it --  
18 MR. FRANSEEN: I'm asking the witness.  
19 MR. RENZULLI: I understand that. For the  
20 record.  
21 BY MR. FRANSEEN:  
22 Q. Mr. Guevara, as the person who performed  
23 the searches, did you restrict your search to drop-  
24 fires to only drop-fires that included only OEM  
25 parts?

[REDACTED]

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2 MR. RENZULLI: Objection to form.  
3 THE DEPONENT: No. Everything we had.  
4 BY MR. FRANSEEN:

[REDACTED]

[REDACTED]

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2 MR. RENZULLI: I'm sorry. Madam Court  
3 Reporter, can you read that back, please?  
4 THE REPORTER: Do you believe it's  
5 important for GLOCK to be notified if a drop-fire  
6 event to determine the root cause, notified of a  
7 drop-fire to determine the root cause?  
8 MR. RENZULLI: This is being recorded  
9 visually as well, right, Derek?  
10 MR. FRANSEEN: Yes.  
11 MR. RENZULLI: I'm concerned about this  
12 transcript, but okay. Objection to form.  
13 THE DEPONENT: Obviously, we'll be  
14 interested for a GLOCK pistol have any type of  
15 failure with GLOCK parts. We don't hear much about  
16 people using aftermarket parts because I believe  
17 they will reach to either the manufacturer of the  
18 aftermarket parts or whoever did the installation  
19 for them if they have a problem.

95

97

23 Q. Do you believe it's important if GLOCK is  
24 notified of a drop-fire event to determine the root  
25 cause?



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100

1 [REDACTED]  
 2 [REDACTED]  
 3 [REDACTED]  
 4 [REDACTED]  
 5 [REDACTED]  
 6 BY MR. FRANSEEN:  
 7 Q. Does GLOCK offer options for a user to  
 8 modify its firearm?  
 9 MR. RENZULLI: Objection to form.  
 10 THE DEPONENT: Yes. We do offer some  
 11 customization for people to make some changes to a  
 12 piece of their liking.  
 13 BY MR. FRANSEEN:  
 14 Q. So if they modify their part using a GLOCK  
 15 part that you offer to, I think you said one is to  
 16 reduce the trigger pull, that's allowed by GLOCK,  
 17 correct?  
 18 MR. RENZULLI: I'm sorry. Can you read  
 19 that back?  
 20 THE REPORTER: I was just going to ask him  
 21 that very last part.  
 22 MR. RENZULLI: Can it be read?  
 23 THE REPORTER: He kind of mumbled there  
 24 right at the very end. So if you think or modify a  
 25 part using a GLOCK part that you offer. I think he

1 HIGHLY CONFIDENTIAL  
 2 pound connector.  
 3 Q. Don't they also have a three and a half  
 4 pound connector?  
 5 A. No.  
 6 Q. So there's nothing in your books that --  
 7 have you ever sold a 3.5 connector?  
 8 A. Many, many years ago it was, I believe,  
 9 advertised as a three and a half pound connector,  
 10 however it changed a long time ago to four and a  
 11 half pounds because that in reality was the trigger  
 12 pull of the gun. It's close to four and a half  
 13 pounds than three and a half pounds, so that's what  
 14 the customers were getting. And actually, it was  
 15 maybe a mistake to call that three and a half pounds  
 16 when in reality it is four and a half pounds. So for  
 17 many, many years it has been four and a half pound  
 18 connector.  
 19 Q. But Glock at one point advertised that you  
 20 could put in a connector to reduce the trigger pull  
 21 down to a three and a half pound pull?  
 22 MR. RENZULLI: Objection to form.  
 23 THE DEPONENT: Yeah. I mean, it has been  
 24 offered. It is the same part today as it was  
 25 before, but you get a four and a half pound trigger

99

101

1 HIGHLY CONFIDENTIAL  
 2 said one to reduce the ...  
 3 MR. FRANSEEN: Trigger pull.  
 4 THE REPORTER: That's -- trigger pull.  
 5 And then, that's when I said I'm sorry or you said,  
 6 I'm sorry, can you repeat?  
 7 MR. RENZULLI: He's going to ask the  
 8 question again.  
 9 BY MR. FRANSEEN:  
 10 Q. GLOCK offers options to modify their GLOCK  
 11 firearms to users, correct?  
 12 A. Correct. We offer some limited level of  
 13 customization.  
 14 Q. And so GLOCK allows customers to modify  
 15 and offers those options, including options to  
 16 reduce the trigger pull?  
 17 MR. RENZULLI: Objection to form.  
 18 THE DEPONENT: There is one option to  
 19 reduce the trigger pull if they want to.  
 20 BY MR. FRANSEEN:  
 21 Q. What is that part that they can modify and  
 22 alter their firearm to reduce their trigger pull?  
 23 A. It's not modified, the part. It will  
 24 require to change the connector from the standard  
 25 connector to the, what we call, the four and a half

1 HIGHLY CONFIDENTIAL  
 2 pull.  
 3 BY MR. FRANSEEN:  
 4 Q. Aren't there other modifications that an  
 5 individual can perform on a GLOCK that GLOCK offers?  
 6 MR. RENZULLI: Objection to form.  
 7 THE DEPONENT: We offer a couple of  
 8 trigger springs, in addition to the connector. One  
 9 is the standard; the standard trigger spring is five  
 10 and a half pound. Then, we can increase it. You  
 11 can change that for what is called the New York-1  
 12 spring. You achieve maybe 8 pound trigger pull with  
 13 that one --  
 14 THE REPORTER: I'm sorry. You can change  
 15 it to what is called the New York what?  
 16 THE DEPONENT: New York-1 trigger. And  
 17 that will increase the pressure to about 8 pounds.  
 18 Or the New York-2 trigger, that will increase the  
 19 pressure maybe another two pounds to around 10 pound  
 20 trigger pull. So these triggers, of course, in  
 21 combination with the two connectors, we can have  
 22 whatever is the desired fit, and obviously those  
 23 combinations are all tested by GLOCK, Inc., excuse  
 24 me, by GLOCK many years, and they are options.  
 25 BY MR. FRANSEEN:

<p>106</p> <p>[REDACTED]</p>	<p>[REDACTED]</p>
<p>107</p> <p>[REDACTED]</p>	<p>109</p> <p>[REDACTED]</p>

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112

1 HIGHLY CONFIDENTIAL

2 BY MR. FRANSEEN:

3 Q. I'm going to pull up the GLOCK

4 Instructions for Use, which is Bates stamped as

5 GLOCK -- well, actually let's mark as Exhibit 2

6 that invoice. I believe it's GLOCK000046, the Bates

7 number.

8 (WHEREUPON, Exhibit 2 was marked for

9 identification.)

10 MR. FRANSEEN: I'm going to pull up and

11 share my screen for the GLOCK Instructions for Use,

12 which is Bates stamped as GLOCK000001 through

13 000027, and we can mark this as Exhibit 3.

14 (WHEREUPON, Exhibit 3 was marked for

15 identification.)

16 BY MR. FRANSEEN:

17 Q. Do you have that in front of you?

18 A. Yes, I do.

19 MR. RENZULLI: Bates stamp 000001, right?

20 MR. FRANSEEN: Yes.

21 MR. RENZULLI: Got you.

22 BY MR. FRANSEEN:

23 Q. Can you identify what this document is?

24 A. It's the GLOCK Instructions for Use

25 Manual.

1 HIGHLY CONFIDENTIAL

2 BY MR. FRANSEEN:

3 [REDACTED]

4 [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

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113

1 HIGHLY CONFIDENTIAL

2 Q. And starting with GLOCK000001, there is a

3 Warning. Can you generally tell us what that

4 Warning is or Caution?

5 MR. RENZULLI: Which one, Warning or

6 Caution?

7 MR. FRANSEEN: Let's go with the Caution.

8 THE DEPONENT: Do you want me to read or

9 ...?

10 BY MR. FRANSEEN:

11 Q. Well, if you want to read it or you want

12 to just generally tell me what the topic is. Well,

13 I'll just -- is this Caution on GLOCK000001 telling

14 individuals that the gun does not have an external

15 manual safety?

16 A. Yeah. That's the intent, just to make

17 sure that the user is fully aware that the pistol

18 doesn't have a traditional external manual safety.

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 MR. RENZULLI: Objection to form. And

23 you're going far afield here. You're talking about

24 design issues, which you know is the second witness.

25 MR. FRANSEEN: Okay.

9 BY MR. FRANSEEN:

10 Q. If you turn to GLOCK000002, there's a

11 Warning here that, "GLOCK pistols have several

12 internal design features and mechanical safeties,

13 designed to prevent an accidental discharge should

14 the pistol be dropped or receive a severe blow to

15 the muzzle, front, or back of the pistol."

16 Is there anything in this instruction

17 identifying what parts a user should not modify to

18 effect those mechanical safeties?

19 A. Any and all components. We have a general

20 warning not to alter or modify the pistol. It

21 doesn't say don't change these specific parts. It

22 says any part or component.

23 Q. Would it be important and reasonable to

24 identify which component parts not to change out if

25 they directly affect the internal safeties, the



<p>154</p> <p>1       HIGHLY CONFIDENTIAL</p> <p>2       MR. FRANSEEN: Just start at 002351.</p> <p>3       THE DEPONENT: Okay.</p> <p>4       MR. RENZULLI: Okay.</p> <p>[REDACTED]</p>	<p>156</p> <p>[REDACTED]</p>
<p>155</p> <p>[REDACTED]</p>	<p>157</p> <p>[REDACTED]</p>

158

160

1 HIGHLY CONFIDENTIAL

2 accounts?

3 MR. RENZULLI: Objection to form.

4 A. It's -- I mean, we have 800 employees, and  
 5 each person may have accounts with different people.  
 6 So if -- if Bob Radecki has an account with Lone  
 7 Wolf, that would be at his -- him as a person, which  
 8 that very well be possible.

9 Q. Well, I guess -- I was asking about W.C.

10 Wolff, not Lone Wolf. It can get --

11 A. Well --

12 Q. -- confusing.

13 A. Okay.

14 Q. Yeah.

15 A. Same answer.

16 Q. Okay. What is your understanding about  
 17 the relationship between GLOCK, Inc. and W.C. Wolff?

18 A. There is no relationship. I know we may  
 19 have order as a company a very few parts, but that's  
 20 about it. We don't have any -- any other  
 21 relationship.

22 Q. Well, W.C. Wolff has stated in discovery  
 23 responses that they established an account for GLOCK  
 24 in 1989. They also represent they have had multiple  
 25 conversations with GLOCK representatives, primarily,

159

161

1 HIGHLY CONFIDENTIAL

2 I believe, regarding magazine springs. Are you  
 3 aware of that relationship?

4 MR. RENZULLI: Objection to form.

5 A. Okay. Any type of conversation back in  
 6 the '80s, I -- I absolutely have no information.  
 7 All I know is that they -- all the parts are  
 8 manufactured in Austria, so I find extremely unusual  
 9 and unbelievable that -- that any part would be  
 10 sourced in the U.S. because that has never happened.

11 Q. But you haven't done any investigation to  
 12 confirm that; have you?

13 A. I ask the people in the company, but  
 14 nobody goes back to -- to that time.

15 Q. Is Bob Radecki still with the company?

16 A. Yeah, he's with the company.

17 Q. Did you ask Bob Radecki about GLOCK,  
 18 Inc.'s relationship with W.C. Wolff?

19 A. I asked him about that, and he joined the  
 20 company 2006, I believe. So nobody -- I mean, going  
 21 back to the '80s, he was -- I mean, we're talking  
 22 about many year before he even started working for  
 23 GLOCK.

24 Q. Do you know if W.C. Wolff was a sponsor  
 25 for the GLOCK competition shooting team from 2000

166

168

10 Q. Who is Dave Sevigny?

11 A. Dave Sevigny used to be the team captain  
12 for the GLOCK shooting team.

13 Q. Is he still in contact with GLOCK?

14 A. No. He worked for GLOCK from about 2003  
15 to 2011.

16 Q. What about Julie Goloski?

17 A. She was a shooter, not hired by GLOCK, and  
18 she was a member of the shooting team in the mid-  
19 2000s for just maybe a couple of years.

167

169

4 Q. Who is Fred Burchard?

5 A. He -- he was a GLOCK employee that work in  
6 GLOCK GSSF, and before that he was a couple of years  
7 in the -- in technical services. He -- he died  
8 about five years ago, four or five years ago.

9 Q. Do you know what his communications were  
10 with W.C. Wolff?

11 A. No. As a -- as a -- nothing -- I know  
12 nothing formal from the -- on behalf of the company.  
13 He may have communications -- he was -- he likes  
14 guns. He had all type of different guns from rifles  
15 to guns, pistols, revolvers. He was -- he was a gun  
16 person, so --

17 Q. Who is Craig Dutton?

18 A. He used to work with GLOCK in 2010 or '11  
19 in the sales -- as a sales -- Assistant Sales  
20 Manager.

21 Q. Do you know what his communications were  
22 with W.C. Wolff?

23 A. No. He was in the industry for a long  
24 time, so he -- as a salesperson he would travel to  
25 trade shows and different events and -- I mean, I

170

172 |

1 HIGHLY CONFIDENTIAL

2 wouldn't be surprised if he established personal

3 relationship with a lot of companies and -- I mean,

4 he's a sales guy so --

5 Q. Who is Alan Gibson?

6 A. I don't know that person.

7 Q. Who is Josh Dorset?

8 A. I believe you're -- Josh Dorsey?

9 Q. I have it as Dorset, D-o-r-s-e-t.

10 A. No. We have a Josh Dorsey, but no Josh

11 Dorset.

12 Q. Well, if it's -- if it's just spelled

13 wrong, who would Josh Dorsey be?

14 A. He's our Vice-President of Sales at GLOCK,

15 Inc.

16 Q. Are you aware of his communications with

17 W.C. Wolff?

18 A. I ask him, and he had none.

19 Q. What about Steve Palinkas?

20 A. He used to be a sales guy for GLOCK in,

21 oh, Texas, I believe -- no. North. But we're

22 talking about early 2000s, mid-2000s.

23 Q. And is he still with GLOCK?

24 A. No. He left long time ago.

25 Q. Did you make any attempts to reach out to

1 HIGHLY CONFIDENTIAL

2 there, Davey, I believe his name. That relationship

3 goes back 25 years or so, and -- and Bob, I believe

4 he mentioned that he -- he got to know him because

5 he's a competition shooter, and in that environment

6 they -- they became friends. So he has a personal

7 friendship with him way before he joined GLOCK.

8 Q. But they also talked business-related

9 items and -- and GLOCK-related items, correct?

10 MR. RENZULLI: Objection to form.

11 A. It's -- there is no business between GLOCK

12 and -- and Wolff, W.C. Wolff. Any communication

13 between Bob and -- and Davey would be as a friends -

14 - as friends.

[illegible]

171

173 |

1 HIGHLY CONFIDENTIAL

2 him?

3 A. No.

4 Q. Do you know if anyone at GLOCK still has

5 contact information for Mr. Palinkas?

6 A. No. No, other than -- than whatever is --

7 what his last contact that we may have in HR, but I

8 don't know anything about him.

9 Q. I'm going to pull up -- it starts at WOLFF

10 0000F27. Do you have that in front of you?

11 MR. RENZULLI: Hang on one second.

12 MR. FRANSEEN: Yep.

13 MR. RENZULLI: Okay.

14 THE DEPONENT: Okay.

15 MR. RENZULLI: You good? Okay.

16 BY MR. FRANSEEN:

17 Q. And while you're doing that, is Bob

18 Radecki, is he still employed with -- with GLOCK?

19 A. Yes, he is.

20 Q. Did you ask him about his communications

21 with W.C. Wolff?

22 A. I did.

23 Q. What did he say?

24 A. He mentioned that he had a personal

25 relationship, a friendship, with somebody from

[illegible]



174

176

1           HIGHLY CONFIDENTIAL

2 -- directly from Wolff Company.

3     Q. Well, these are records to --

4 correspondence between W.C. Wolff and GLOCK. Do you

5 know who tech would be?

6     A. I believe that tech refers to a tech at

7 W.C. Wolff.

8     Q. Okay. And this is talking about Wolff

9 recoil springs eating a GLOCK 20.

10    A. That's the description from Wolff

11 customer, yes.

12    Q. And Bob Radecki says have the customer

13 contact me and I'll get him taken care of.

14    A. Yeah. The customer is reporting to Wolff

15 that they had a problem with the -- with the -- with

16 their spring that seems to damage the frame, I

17 believe.

18    Q. And let's --

19    A. So --

20    Q. -- go to WOLFF 000088.

21    A. Okay.

22    Q. There at the bottom, a email from Bob

23 Radecki to Jay Christianson. Do you know who Jay

24 Christianson is?

25    A. I don't know. Don't know the -- no.

[REDACTED]

175

177

1           HIGHLY CONFIDENTIAL

2     Q. And this is, again, the subject is

3 regarding a GLOCK 20 and Wolff recoil spring,

4 correct?

5     A. Yes.

6     Q. And he tells Mr. Christianson that they

7 will replace the frame at no charge.

8     A. Yes, he's saying that.

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

[REDACTED]

178

180

1 HIGHLY CONFIDENTIAL

2 other one is some pictures of -- of parts?

3 Q. Correct. So this GLOCK 17 picture that

4 you're referring to, that's from the GLOCK website,

5 correct?

6 A. Yeah, it looks like.

7 Q. And there's a link there that says buy

8 now.

9 A. Mm-hmm.

10 Q. There's two websites that GLOCK refers

11 people to, this one that's a fire -- it's like a

12 little fire link and then one that says guns.com

13 right below the buy now, and that's where

14 individuals can buy this GLOCK firearm after being

15 redirected from GLOCK's website.

16 A. I believe that when you click on that it

17 will redirect you to some type of dealer where you

18 can actually go -- I mean, you don't buy guns

19 online. You have to go to a -- to a -- to a

20 licensed dealer and the location to -- to actually

21 do a transaction.

22 Q. Well -- well, this link sends them to

23 gearfire.com if you click on it. Were you aware of

24 that?

25 A. Okay.

179

181

1 HIGHLY CONFIDENTIAL

2 Q. And gearfire.com sells aftermarket parts.

3 MR. RENZULLI: Objection to form.

4 MR. FRANSEEN: On the second page there's

5 some other screenshots listed there, and we'll --

6 we'll -- we'll list this as Exhibit 5.

7 (WHEREUPON, Exhibit 5 was marked for

8 identification.)

9 THE DEPONENT: Yeah, as long as it -- they

10 clearly indicate what is a GLOCK part, what is not,

11 then there is no -- and there is no confusion to the

12 consumer, then actually we have no problem with them

13 selling aftermarket parts.

14 BY MR. FRANSEEN:

15 Q. And you're actually directing GLOCK

16 consumers who are going to the GLOCK website to this

17 website that also contains aftermarket parts that

18 you say should not be installed inside a GLOCK.

19 MR. RENZULLI: Objection to form.

20 A. We -- I mean, they're -- we're directing

21 them for the pistol, and this website happens to

22 have addition of parts, so -- but as long as the

23 parts are clearly marketed and information on the

24 parts is clear what is the source of the part, we --

25 we -- we will have no problem.

18 Q. You were sent another document that was

19 us.GLOCK.com, gearfire.com link. It has photos of

20 certain websites on it.

21 MR. RENZULLI: Yeah, it looks like some

22 type of a cut and paste, if I have the right one.

23 A. One page.

24 Q. I think it's two pages.

25 A. One is a picture of the GLOCK 17, and the

182

184

1 HIGHLY CONFIDENTIAL

9 Q. Do you have a dealer agreement with  
10 gunfire.com -- or gear.fire.com?

11 A. I don't -- I don't know the answer. I  
12 don't think so.

13 Q. Who from GLOCK, Inc. approved gearfire.com  
14 being promoted on its website?

15 MR. RENZULLI: Objection to form.

16 A. I don't know. But I don't think  
17 gearfire.com is a dealer. I -- I -- I don't -- I  
18 don't -- I'm not familiar with how that works, but I  
19 don't think that's a dealer. I don't think you --  
20 you -- you buy a gun from gearfire that -- I mean, I  
21 guess they direct -- there may be multiple dealers,  
22 maybe multiple FFLs under that banner. I guess it's  
23 -- it's more like a platform for dealer to dealers  
24 to -- to join. I don't think that's -- there's on  
25 dealer called gearfire.com.

1 HIGHLY CONFIDENTIAL

2 THE DEPONENT: I mean, without -- without  
3 -- obviously without being there, all I can say is  
4 that the -- the -- the pistol wasn't under control  
5 of Mr. Oglesbee, and -- and he lost control of the  
6 gun in the process of holstering the gun and -- and  
7 drop it.

8 The pistol, based on -- on -- on the  
9 information I -- I have, discharged, it was -- when  
10 it hit the ground. I believe that's -- that's based  
11 on the trajectory of the -- of the bullet. That  
12 was the basic event.

13 I mean, obviously, they -- they -- the  
14 pistol itself was heavily modified at the moment  
15 this incident happened. That's --

16 BY MR. FRANSEEN:

17 Q. It --

18 A. I mean -- and what I want to make -- what  
19 I want to make clear is that that was not the  
20 condition the pistol was shipped from the factory  
21 when it was sold back in 2012, from the invoice that  
22 we noticed that -- we saw initially.

23 The pistol when it left the factory was  
24 tested, checked for quality control. All the tests  
25 were performed, and it only had GLOCK factory

183

185

1 HIGHLY CONFIDENTIAL

2 Q. Well, there is a gearfire.com, and your  
3 website links to it, and if they don't sell  
4 firearms, are you only sending them there to view  
5 their aftermarket parts?

6 MR. RENZULLI: Objection to form.

7 A. There is a -- no. I mean, it's for the  
8 pistol, but they -- they have to -- the person who  
9 is buying the gun is going to have to get it at  
10 their -- at whatever fulfill the state where they  
11 live.

12 So I'm saying it's not gearfire.com will  
13 be selling the pistol. It's going to be a business  
14 that is using the platform. Gearfire. --  
15 gearfire.com is only a platform.

16 Q. I'll turn your attention to the subject  
17 event. Do you have any formal opinions or -- or --  
18 as the GLOCK Corporate Representative, do you have  
19 any formal opinions as to how this drop fire  
20 occurred?

21 MR. RENZULLI: Objection to form.

22 MR. SNAPP: Objection to form. Randall  
23 Snapp.

24 MS. LISLE: Objection to form. Rachal  
25 Lisle.

1 HIGHLY CONFIDENTIAL

2 components. It was not in the condition that it was  
3 found after this incident.

4 Q. But GLOCK knows and can foresee that a  
5 user will modify its firearm with these aftermarket  
6 parts, including Lone Wolf parts, W.C. Wolff parts,  
7 and other aftermarket component makers.

8 MR. RENZULLI: Objection to form.

9 A. It's possible, yes.

10 Q. Why do gun manufacturers put in safeties  
11 to prevent drop fires?

12 MR. RENZULLI: Objection to form.

13 A. Because if they -- I mean, it's -- it's a  
14 -- if it happen -- I mean, if somebody drop the gun,  
15 the pistol should be -- should be designed to  
16 prevent the fire from happening, which is -- which  
17 is what is in the GLOCK SAFE ACTION system so it's -  
18 - it has a system in place to prevent discharges if  
19 the -- if the pistol is dropped.

20 Q. Because it's foreseeable that under normal  
21 circumstances a user may potentially drop a firearm.

22 MR. RENZULLI: Objection to form, legal  
23 conclusion.

24 A. I mean, it's -- the -- the -- the pistol  
25 is designed to handle a drop without any problem.

190	192
<p>1 HIGHLY CONFIDENTIAL</p> <p>2 A. Any drop -- again, any drop, the safeties</p> <p>3 of the gun are there to prevent discharge for any</p> <p>4 drop.</p> <p>5 Q. You said that Mr. Oglesbee, because he's</p> <p>6 an experienced firearm user, should know whether</p> <p>7 this whether this GLOCK firearm was heavily</p> <p>8 modified. Can you explain to me what in his</p> <p>9 background made him an armorer?</p> <p>10 MR. RENZULLI: Objection to form,</p> <p>11 mischaracterization of testimony. You can answer.</p> <p>12 A. He -- I mean, he's, of course, a military</p> <p>13 person, very familiar with all -- I mean, different</p> <p>14 type of firearms, a trainer with very -- I mean, a</p> <p>15 lot of experience in -- in -- in the training area.</p> <p>16 So he is not a new shooter by any means.</p> <p>17 So he -- he's expected, really from --</p> <p>18 based on his training and -- and -- and profession,</p> <p>19 to really know the condition of his gun. I mean,</p> <p>20 it's his tool. He's -- he's a trainer. That's his</p> <p>21 tool. That's his working tool. He -- he's making a</p> <p>22 living out of that.</p> <p>23 I'm -- I'm -- I'm very concerned if</p> <p>24 somebody in that line of work doesn't even know the</p> <p>25 condition what he has in his hands, so -- and he --</p>	<p>1 HIGHLY CONFIDENTIAL</p> <p>2 stripping, that you instruct that all users to stop</p> <p>3 at that point?</p> <p>4 MR. RENZULLI: Objection to form.</p> <p>5 A. No.</p> <p>6 Q. So Mr. Oglesbee following GLOCK's</p> <p>7 instructions should have stopped at field stripping</p> <p>8 and not inspected additional parts?</p> <p>9 A. What -- what we mention in the manual is</p> <p>10 that if the pistol is used in a professional</p> <p>11 setting, law enforcement training, that type of</p> <p>12 setting, requires even additional maintenance of the</p> <p>13 pistols used for regular user. And that regular</p> <p>14 maintenance, of course, includes -- if he's not an</p> <p>15 armorer, he will have to bring the -- the gun to an</p> <p>16 armorer, inspect it.</p> <p>17 So the point being is, during his four</p> <p>18 year of ownership at the level of use that he had</p> <p>19 the gun, that gun require maintenance, inspections,</p> <p>20 parts need to be changed, just to make sure there is</p> <p>21 a level -- at a high rating and operational level.</p> <p>22 Q. Can you pull up Exhibit -- I believe it's</p> <p>23 Exhibit 2, the Instructions for Use -- the 2011</p> <p>24 Instructions for Use. Do you have those?</p> <p>25 A. 2011.</p>
191	193
<p>1 HIGHLY CONFIDENTIAL</p> <p>2 he owned the pistol for four years. He -- I'm very</p> <p>3 confident that he fired thousands of rounds during</p> <p>4 that time.</p> <p>5 The pistol should have been maintained,</p> <p>6 parts that worked should have been changed. So</p> <p>7 there's a lot of things that happened during those</p> <p>8 four years that should have -- he should have been</p> <p>9 aware of what was in his hands.</p> <p>10 Q. My question was: Is Mr. Oglesbee an</p> <p>11 armorer?</p> <p>12 MR. RENZULLI: Objection to form.</p> <p>13 MR. SNAPP: Object to form. Randall</p> <p>14 Snapp.</p> <p>15 THE DEPONENT: Well --</p> <p>16 MS. LISLE: Objection to form. Rachal</p> <p>17 Lisle.</p> <p>18 THE DEPONENT: -- he's -- he's not a GLOCK</p> <p>19 armorer, but he's a professional firearms -- I mean,</p> <p>20 a person very professional and proficient in</p> <p>21 firearms.</p> <p>22 BY MR. FRANSEEN:</p> <p>23 Q. Do you have anything in your manual that</p> <p>24 tells someone if they are a professional firearms</p> <p>25 shooter that they should then go beyond the field</p>	<p>1 HIGHLY CONFIDENTIAL</p> <p>2 MR. RENZULLI: Yeah, yeah.</p> <p>3 THE DEPONENT: Okay.</p> <p>4 MR. RENZULLI: I think so.</p> <p>5 BY MR. FRANSEEN:</p> <p>6 Q. Again, these are the Instructions for Use</p> <p>7 that Mr. Oglesbee would have had that were included</p> <p>8 with the firearm upon purchase, correct?</p> <p>9 A. Yes.</p> <p>10 Q. Can you point to me what page that you say</p> <p>11 that there's additional maintenance that's required</p> <p>12 for professional users?</p> <p>13 A. Give me a moment. Still looking. Oh,</p> <p>14 yeah, it's actually on -- on what I was referring to</p> <p>15 -- it's actually -- actually page three at the</p> <p>16 bottom, the same section that we actually read</p> <p>17 before, like any other mechanical device when</p> <p>18 subjected to extreme forces not normally encountered</p> <p>19 in sporting, law enforcement, or military use, part</p> <p>20 of the failure -- a part failure could occur.</p> <p>21 The proper and safe function of this</p> <p>22 pistol is based on the premise that parts are not</p> <p>23 altered or modified, and the pistol is used for its</p> <p>24 intended purpose. So that's -- that's what I was</p> <p>25 thinking about.</p>

<p style="text-align: right;">194</p> <p>1           HIGHLY CONFIDENTIAL</p> <p>2     Q. Well, this is saying that sporting, law</p> <p>3 enforcement, or military use are normal forces.</p> <p>4 Those are -- those are the items that are describing</p> <p>5 in that language are normal practice and uses.</p> <p>6 That's what the gun is designed for. And there's</p> <p>7 nothing in that warning that tells them that they</p> <p>8 have to have additional inspections.</p> <p>9       There's nothing in that warning that tells</p> <p>10 them that what parts will wear out. There's nothing</p> <p>11 in the warning that tells them that there needs to</p> <p>12 be additional parts changed out frequently; is</p> <p>13 there?</p> <p>14     MR. RENZULLI: Objection to form. That</p> <p>15 was about 12 questions, counselor. It's called</p> <p>16 compound. Relax. Show some respect here, and he'll</p> <p>17 answer your questions.</p> <p>18     A. Not -- not in this one. I believe the</p> <p>19 wording is in the later version of the manual.</p> <p>20     Q. Did you -- did you understand my compound</p> <p>21 question?</p> <p>22     MR. RENZULLI: Objection to form.</p> <p>23       You're asking him if he understood your</p> <p>24 question?</p> <p>25       (Simultaneously speaking.)</p>	<p style="text-align: right;">196</p> <p>1           HIGHLY CONFIDENTIAL</p> <p>2 dictates that if you're using the gun heavily, that</p> <p>3 would require more maintenance than ones that's just</p> <p>4 maybe once or twice a year.</p> <p>5     Q. Is there any instruction that tells what</p> <p>6 is considered heavy use that requires additional</p> <p>7 inspections of the firearm?</p> <p>8     MR. RENZULLI: Objection to form.</p> <p>9     A. No. I mean, I believe record when the</p> <p>10 pistol needs to be cleaned and -- but not -- I mean,</p> <p>11 the actual work. If there is an issue, of course,</p> <p>12 the person is going to take the pistol to their --</p> <p>13 for service.</p> <p>14     Q. Is there any requirement that a GLOCK get</p> <p>15 brought in to a certified armorer regularly?</p> <p>16     A. We mention -- not regular, but we mention</p> <p>17 on the -- on the manual that changes need to be made</p> <p>18 by a certified GLOCK armorer. Anything beyond the</p> <p>19 normal cleaning, field stripping of the gun, changes</p> <p>20 of the gun, needs to be made by GLOCK certified</p> <p>21 armorer.</p> <p>22     Q. I'm going to share my screen here, and it</p> <p>23 is -- GLOCK0028321 is the beginning document here.</p> <p>24     A. Okay.</p> <p>25     MR. RENZULLI: Let me see if I can get</p>
<p style="text-align: right;">195</p> <p>1           HIGHLY CONFIDENTIAL</p> <p>2     MR. FRANSEEN: Yeah. I'm trying to see if</p> <p>3 he understood the compound or if --</p> <p>4     MR. RENZULLI: No. No. You --</p> <p>5     MR. FRANSEEN: -- I need to break it down.</p> <p>6     MR. RENZULLI: You can (audio disruption).</p> <p>7 Okay?</p> <p>8     THE REPORTER: (Audio disruption.)</p> <p>9     MR. RENZULLI: Follow the rules.</p> <p>10     MR. FRANSEEN: Did you just overrule? Did</p> <p>11 you make a ruling on this?</p> <p>12     MR. RENZULLI: I said follow the rules,</p> <p>13 Counselor. We'll leave that --</p> <p>14 BY MR. FRANSEEN:</p> <p>15     Q. Mr. Guevara, nothing in that warning tells</p> <p>16 people that sporting and shooting requires</p> <p>17 additional checks; does it?</p> <p>18     MR. RENZULLI: Objection to form.</p> <p>19     A. Correct, no, it doesn't.</p> <p>20     Q. Nothing in -- nothing in that warning</p> <p>21 tells a user that they -- if they are involved as a</p> <p>22 shooting instructor that they need to have</p> <p>23 additional parts changed out more frequently.</p> <p>24     MR. RENZULLI: Objection to form.</p> <p>25     A. No. I believe maintenance of the gun</p>	<p style="text-align: right;">197</p> <p>1           HIGHLY CONFIDENTIAL</p> <p>2 that. That wasn't part of the stuff yesterday?</p> <p>3     MR. FRANSEEN: I believe it was on the</p> <p>4 Bates numbers that I --</p> <p>5     MR. RENZULLI: Yeah.</p> <p>6     MR. FRANSEEN: -- identified.</p> <p>7     MR. RENZULLI: Yeah, I don't think so.</p> <p>8 You're going to have to give me a minute. They</p> <p>9 weren't on there, Derek. The Cloud is what we</p> <p>10 wanted.</p> <p>11     Want to take a break? How much longer do</p> <p>12 you think?</p> <p>13     MR. FRANSEEN: Well, I did -- I -- can we</p> <p>14 -- can we try to just look at this document on -- on</p> <p>15 the screen real quick?</p> <p>16     MR. RENZULLI: I just asked you a</p> <p>17 question. I said can you look --</p> <p>18     MR. FRANSEEN: If you want to take a</p> <p>19 break, we can take a break.</p> <p>20     MR. RENZULLI: Derek, I'm just asking you</p> <p>21 a question. Do you have an idea of how much longer</p> <p>22 you're going to go?</p> <p>23     MR. FRANSEEN: Probably 30 minutes or so.</p> <p>24     MR. RENZULLI: I'm conferring with the</p> <p>25 witness. Its been a long day. Let's see where we</p>

214

[REDACTED]

216

[REDACTED]

215

[REDACTED]

217

[REDACTED]

218

220

[REDACTED]

[REDACTED]

219

221

[REDACTED]

[REDACTED]

25

MR. RENZULLI: Madam Court Reporter, I'm

226

228

[REDACTED]

18 Q. Was the GLOCK pistol also being evaluated  
19 by California and Massachusetts?

20 A. Yeah. Some states during the approval  
21 process, they -- they have a specific requirement  
22 that the pistol needs to be submitted for -- for a  
23 third-party evaluation where it's subject to both  
24 function and safety tests and operational tests  
25 before it's approved for selling to states.

1 HIGHLY CONFIDENTIAL  
2 Usually they have very specific  
3 requirements, safety -- regarding safety, and it's  
4 very -- I mean, the overwhelming majority of  
5 agencies specifically request guns without external  
6 manual safety, without a magazine disconnect safety,  
7 without a grip safety, and request that their  
8 safeties will be internal operation on the pistol.

[REDACTED]

24 Q. Have you, sir, ever practiced law without  
25 a license?

227

229

1 HIGHLY CONFIDENTIAL  
2 Q. Would it be a fair statement that the  
3 GLOCK pistol is the most tested and evaluated semi-  
4 automatic pistol in the world?  
5 MR. FRANSEEN: Objection to form.  
6 A. As far as handguns, semi-automatic pistol,  
7 I -- I -- I would venture to say yes, in a way that  
8 it's -- it's carried by about 75, 80 percent of law  
9 enforcement agencies in the U.S., federal, state,  
10 local, and with all those -- with the requirements,  
11 safety being, of course, a major concern.  
12 The -- the design itself has been, I want  
13 to say, copied, if not directly very close by a lot  
14 of manufacturers, I believe the following the  
15 success of GLOCK, and -- and it's -- it's, I want to  
16 say, the most tested gun, at least in the U.S.  
17 Q. If the law enforcement does its testing  
18 and evaluation, what is your understanding of what  
19 factors they consider?  
20 A. They would consider whatever it is on the  
21 specific RFB, whatever -- whatever they are looking  
22 -- whatever they are looking for. It's always --  
23 some agencies have specific issues, however, in  
24 general, they -- they want, of course, a safe gun  
25 and a reliable gun.

1 HIGHLY CONFIDENTIAL  
2 A. No, I did not.  
3 Q. Is it your understanding that Mr.  
4 Oglesbee's trigger safety was not operational in his  
5 gun?  
6 A. The trigger safety his gun was  
7 operational. In this case, my understanding, it was  
8 defeated by the presence of other aftermarket  
9 components that prevented the trigger from actually  
10 moving all the way forward as we mentioned before.  
11 Q. How many GLOCK pistols have been sold in  
12 the U.S.?  
13 A. Over 22,000,000 pistols.  
14 Q. How would a user know whether or not their  
15 -- their pistol's trigger safety is -- is working or  
16 not working?  
17 A. There is a -- first, visually, there's an  
18 indication because out of the three safeties of the  
19 GLOCK SAFE ACTION system, that's the -- that's  
20 external, the other two safeties are internal, so  
21 there's a -- there's clearly a visual indication  
22 where the -- the trigger safety is engaging, and in  
23 any case, the -- the manual provides clear  
24 instructions to test the -- the function of the --  
25 of the trigger safety.



<p>230</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 Q. How many different combinations can you</p> <p>3 think of of aftermarket parts there'd be for -- for</p> <p>4 GLOCK pistols?</p> <p>5 MR. FRANSEEN: Objection to form.</p> <p>6 A. It's -- it's -- its' -- it's impossible</p> <p>7 for a number, but I want to say it's -- it's in the</p> <p>8 millions, provided we have maybe few hundred</p> <p>9 manufacturers, and each one will make a handful or</p> <p>10 maybe more components. When you combine those</p> <p>11 different combinations, it's -- it just makes that</p> <p>12 combination impossible to -- to -- to -- to</p> <p>13 determine.</p> <p>14 Q. Have you ever heard of any firearm</p> <p>15 manufacturer even try to enforce any kind of a</p> <p>16 requirement on the distributors or dealers to not</p> <p>17 sell any aftermarket parts?</p> <p>18 MR. FRANSEEN: Objection to form.</p> <p>19 A. Not my knowledge. I -- I -- I talk to</p> <p>20 people in my position in other companies and I also</p> <p>21 visit dealers, and they will carry multiple lines</p> <p>22 and -- and they sell parts. It's very standard. So</p> <p>23 I'm not aware of any other gun manufacturer in the</p> <p>24 U.S. that will restrict the -- the dealers to sell</p> <p>25 aftermarket parts.</p>	<p>232</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 true?</p> <p>3 A. Yeah. We -- it's very standard. We're</p> <p>4 not the only ones competing. I mean, it's very,</p> <p>5 very important market, and -- and we are competing</p> <p>6 with other manufacturers. The good news is that</p> <p>7 most of the time we come ahead.</p> <p>8 Q. What -- but you have no basis, factual</p> <p>9 basis, you're just assuming that since you're</p> <p>10 selected a lot that you're -- you're making this</p> <p>11 statement you're the most evaluated and tested in</p> <p>12 the world.</p> <p>13 MR. RENZULLI: Objection to form.</p> <p>14 A. I don't know if any other company that has</p> <p>15 been tested to a level of testing that we have, I</p> <p>16 mean, yes.</p> <p>17 Q. Have you asked any of these companies how</p> <p>18 often they're tested?</p> <p>19 A. No, but we are -- we are there most of the</p> <p>20 time. Sometimes we face -- we don't face the same</p> <p>21 companies all the time, but we are there all the</p> <p>22 time, and the testing itself shows the fact that we</p> <p>23 come ahead, and basically that tells me that the</p> <p>24 pistol actually did what it was supposed to, in some</p> <p>25 ways better than the competition.</p>
<p>231</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 MR. RENZULLI: I appreciate your time here</p> <p>3 today. Thank you.</p> <p>4 MR. FRANSEEN: I have a few questions</p> <p>5 following up on Mr. Renzulli's question.</p> <p>6 FURTHER EXAMINATION</p> <p>7 BY MR. FRANSEEN:</p> <p>8 Q. What studies have you reviewed that</p> <p>9 identify or evaluate whether GLOCK is the most</p> <p>10 tested or evaluated gun in the United States or the</p> <p>11 world?</p> <p>12 A. As I mentioned, matter fact, that GLOCK is</p> <p>13 the gun of choice of 75 percent of law enforcement</p> <p>14 agencies in the U.S. only, state, federal, and --</p> <p>15 and local, and during those testing, we are</p> <p>16 confronted with, of course, competitors or</p> <p>17 manufacturers, and -- and the GLOCK pistol is the</p> <p>18 one selected overwhelmingly by law enforcement after</p> <p>19 they conduct these testings. So it's not just one</p> <p>20 report. It's an overwhelming number of agencies</p> <p>21 after testing the GLOCK pistol decided to carry the</p> <p>22 gun.</p> <p>23 Q. But you mentioned that there's other</p> <p>24 competitors that are also tested during the same</p> <p>25 time period. They submit bids as well; is that</p>	<p>233</p> <p>1 HIGHLY CONFIDENTIAL</p> <p>2 Q. Are you able to factually show through</p> <p>3 data that the GLOCK firearm is the most evaluated</p> <p>4 and tested firearm in either the U.S. or the world?</p> <p>5 MR. RENZULLI: Objection to form, asked</p> <p>6 and answered.</p> <p>7 Go ahead.</p> <p>8 A. Just the overwhelming preference by</p> <p>9 government agencies prove that it's the most tested</p> <p>10 pistol.</p> <p>11 Q. Who are your common competitors for these</p> <p>12 law enforcement bids?</p> <p>13 MR. RENZULLI: Objection to form.</p> <p>14 Go ahead.</p> <p>15 A. It's -- I mean, Sig Sauer, Beretta,</p> <p>16 Springfield, Smith &amp; Wesson.</p> <p>17 I mean, sometimes you have people that</p> <p>18 show up from time to time. It's -- it's tireless.</p> <p>19 I mean, that's -- that's the majority. I mean, you</p> <p>20 know, you have others that just show up and they --</p> <p>21 it's not really relevant.</p> <p>22 Q. You mentioned with aftermarket part</p> <p>23 manufacturers that there's too many combinations to</p> <p>24 even begin testing. Aren't there, even if there's</p> <p>25 multiple manufacturers, similar springs that are</p>

**Patrick and Kathren Oglesbee v. Glock, Inc., et al.**

**Case No.: 4:18-cv-00560-GKF-CDL**

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43:4 – 43:23	Confidential	Commercially Sensitive

44:3 – 46:24	Confidential	Commercially Sensitive
47:5 – 47:25	Confidential	Commercially Sensitive
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69:2 – 72:9	Confidential	Commercially Sensitive
75:21 – 77:10	Confidential	Commercially Sensitive
77:22 – 80:5	Confidential	Commercially Sensitive
80:16 – 81:11	Confidential	Commercially Sensitive
81:20 – 83:19	Confidential	Commercially Sensitive
89:11 – 90:5	Confidential	Commercially Sensitive
91:5 – 95:22	Confidential	Commercially Sensitive
96:20 – 98:5	Confidential	Commercially Sensitive
102:1 – 109:25	Confidential	Commercially Sensitive
111:19 – 111:21	Confidential	Commercially Sensitive

112:3 – 113:8	Confidential	Commercially Sensitive
115:10 – 116:21	Confidential	Commercially Sensitive
152:4 – 152:9	Confidential	Commercially Sensitive
152:17 – 153:14	Confidential	Commercially Sensitive
154:5 – 159:22	Confidential	Commercially Sensitive
163:17 – 168:9	Confidential	Commercially Sensitive
168:20 – 169:3	Confidential	Commercially Sensitive
172:15 – 173:15	Confidential	Commercially Sensitive
175:9 – 179:17	Confidential	Commercially Sensitive
182:2 – 182:8	Confidential	Commercially Sensitive
198:5 – 200:14	Confidential	Commercially Sensitive
203:18 – 204:6	Confidential	Commercially Sensitive
212:6 – 212:14	Confidential	Commercially Sensitive
213:2 – 213:16	Confidential	Commercially Sensitive
225:22 – 226:17	Confidential	Commercially Sensitive

228:9 – 228:23	Confidential	Commercially Sensitive
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